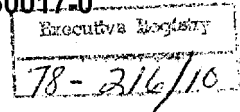


The Director  
Central Intelligence Agency

Approved For Release 2004/03/26 : CIA-RDP80M00596A000300150017-0



Washington, D.C. 20505

10 NOV 1978

Honorable Edward P. Boland, Chairman  
Permanent Select Committee on Intelligence  
House of Representatives  
Washington, D. C. 20515

Dear Mr. Chairman:

In my letter of September 28, 1978, responding to your request that I cover six special subjects in this year's annual report, I said that I would be able to accommodate all of those subjects with one exception. It has now been brought to my attention that another of those subjects is not within my competence or jurisdiction. That is the fifth special subject:

All reports from the Attorney General to the President regarding any intelligence activities which raise questions of legality and decisions made or actions taken in response to reports from agencies within the intelligence community forwarded to the Attorney General by the Intelligence Oversight Board.

I do not feel that I can respond to the Committee's request for two reasons. First, there is no assurance that I receive all such reports or correspondence between the Attorney General and the President. Secondly, even if I received all of them, it would not be appropriate for me as neither the addressee nor the originator to release them. I do request, therefore, that you withdraw your request that I provide such information unilaterally and directly and suggest instead that you seek the information at its source.

Yours sincerely,

/s/ Stansfield Turner

STANSFIELD TURNER

OGC:JDM:sin

- 1 - DCI
- 1 - DDCI
- 1 - ER via Ex Secty
- 1 - RM/PGO
- 1 - OLC
- 1 - OGC

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UNCLASSIFIED				CONFIDENTIAL		SECRET	
<b>OFFICIAL ROUTING SLIP</b>							
<b>TO</b>	<b>NAME AND ADDRESS</b>				<b>DATE</b>	<b>INITIALS</b>	
1	RM/PGO						
2							
3							
4							
5							
<b>ACTION</b>		<b>DIRECT REPLY</b>		<b>PREPARE REPLY</b>			
<b>APPROVAL</b>		<b>DISPATCH</b>		<b>RECOMMENDATION</b>			
<b>COMMENT</b>		<b>FILE</b>		<b>RETURN</b>			
<b>CONCURRENCE</b>		<b>INFORMATION</b>		<b>SIGNATURE</b>			
<b>Remarks:</b>							
<b>FOLD HERE TO RETURN TO SENDER</b>							
<b>FROM: NAME, ADDRESS AND PHONE NO.</b>						<b>DATE</b>	
General Counsel							
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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

Annual Report to HPSCI

FROM:

Deputy General Counsel

EXTENSION

NO.

DATE 3 November 1978

STAT

TO: (Officer designation, room number, and building)

DATE

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

RECEIVED

FORWARDED

1.

ER via Exec. Secty.

2.

3.

ADDCI

4.

5.

DCI

6.

7.

8.

9.

10.

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12.

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15.

NOTE FOR NO. 5

The attached letter for your signature is necessary to modify your letter to Chairman Boland of 28 September. The Policy Guidance Office of RM did not coordinate that letter with us and unfortunately it promised a response on a topic which would be appropriate only for the White House or perhaps the Attorney General to respond on.

The attached letter for your signature has been coordinated with the Policy and Guidance Office.

*It was OLC didn't demur*

cc: Policy Guidance Office, RMS

I do not feel that I can respond to the Committee's request for two reasons. First, there is no assurance that I will receive all such reports or correspondence between the Attorney General and the President. Secondly, even if I were provided copies of such documents, it would not be appropriate for me as neither the addressee nor the originator to release them. I do request, therefore, that you withdraw your request that I provide such information unilaterally and directly and suggest instead that you request information at its source.

From Diana:

STAT

Further [ ] (GC) and revisions to DCI letter to Boland on oversight report. First sentence [ ] adds "or correspondence" to your reports. Second sentence: "it would not be appropriate for me, as neither the originator or recipient, to release." Third sentence: suggests withdraw your request rather than release me from the obligation.

STAT

STAT

Sounds sensible: [ ] shipping revised draft over.

Are you aware of a 19 Sept 78 President to DCI letter re manner and timing of reporting legality or propriety to the Congress? President reserves to himself all decisions on what, how and when to report, thereby disrupting existing bureaucracy-Congressional arrangements.

STAT

[ ] shipping us a cy in case you don't have; GC is working with President's counsel to decide what it really means.

ILLEGIB

